



Practitioner's Docket No. 64154-5006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Walter K. Proniewicz, Dale E. Winther

Application No.: 10/783.674

Group No.: 3736

Filed: February 20, 2004

Examiner: Winakur, Eric F

For: NONINVASIVE MEASUREMENT SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMPLETION OF FILING REQUIREMENTS
—NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed July 21, 2004.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)


☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☒ as "Express Mail Post Office to Addressee"
Mailing Label No. EV272832278US (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____


Signature

Date: September 21, 2004

Karen Earl

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Attached is a Statement by a registered attorney that the application filed in the PTO is the application that the inventor executed by signing the declaration.

SMALL ENTITY STATUS

III. An assertion that this filing is by a small entity was filed on February 20, 2004 (original).

COMPLETION FEES

IV.

1.	Surcharge Fees	
	Late payment of filing fee	
	and/or late filing of original	
	declaration or oath	
	(37 C.F.R. § 1.16(e))	\$65.00
	 Total Completion Fees	 \$65.00

EXTENSION OF TIME

V. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

VI. The total fee due is:

Completion fees	\$65.00
Extension fee (if any)	\$0.00
Total Fee Due	\$65.00

PAYMENT OF FEES

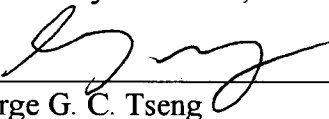
VII. Authorization is hereby made to charge the amount of \$65.00 to Credit card as shown on the attached credit card information authorization form PTO-2038.

If any additional fees are due in this matter, please charge our Deposit Account No. 10-0440.

Date: _____

9/21/04

Respectfully submitted,



George G. C. Tseng
Registration No. 41,355
JEFFER, MANGELS, BUTLER & MARMARO
LLP
1900 Avenue of the Stars
Seventh Floor
Los Angeles, CA 90067
310-203-8080
Customer No. 24574



Practitioner's Pocket No. 4154-5006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Walter K. Proniewicz, Dale E. Winther

Application No.: 10/783,671

Group No.: 3736

Filed: 02/20/2004

Examiner: Winakur, Eric F

For: NONINVASIVE MEASUREMENT SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**STATEMENT BY PRACTITIONER THAT APPLICATION FILED IN PTO
IS THE ONE INVENTORS EXECUTED BY SIGNING DECLARATION**

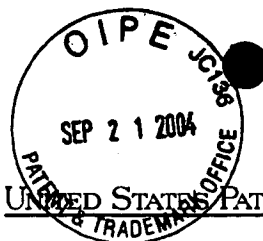
I,

George G. C. Tseng
1900 Avenue of the Stars
Seventh Floor
Los Angeles, CA 90067
Reg. No. 41,355
Tel. No. 310-203-8080

state I am the registered practitioner for this application and the application identified above is the application that the inventor(s) executed by signing the declaration that is being submitted herewith.


SIGNATURE OF PRACTITIONER

Customer No.: 24574



09-23-04

Lewy

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/783,671	02/20/2004	Walter K. Proniewicz	64154-5006

CONFIRMATION NO. 7285

24574

JEFFER, MANGELS, BUTLER & MARMARO, LLP
 1900 AVENUE OF THE STARS, 7TH FLOOR
 LOS ANGELES, CA 90067

FORMALITIES LETTER



OC000000013297380

Date Mailed: 07/21/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.13(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts

09/24/2004 DTESSEM1 00000025 10783671

01 FC:2051

65.00 OP

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Copied from 10783467 on 10/24/2005

M-WAILE

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE